IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF TENNESSEE AT NASHVILLE

THOMAS CUMMINS,)
Plaintiff,))
v.) Case No. 3:13-00645
PROMETHEAN, INC.,) Judge Haynes) Magistrate Judge Griffin
Defendant.)

NOTICE OF APPEAL

TAKE notice that Plaintiff, Thomas Cummins, files the following appeal in regards to the Memorandum (D.E. 36) granting Defendant's Motion for Summary Judgment entered on November 6, 2014, by Order of this Court (D.E. 38) in the above-referenced case.

Respectfully submitted,

/s/ Andy L. Allman

Andy L. Allman, BPR No. 17857 ANDY L. ALLMAN & ASSOCIATES 103 Bluegrass Commons Blvd. Hendersonville, TN 37075

Telephone: (615) 824-3761 Facsimile: (615) 264-2720 andylallman@comcast.net

Counsel for the Plaintiff

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing, *Plaintiff's Notice of Appeal*, has been forwarded by electronic means via the Court's electronic filing system this 5th day of December, 2014, to:

Lawrence S. Eastwood, Jr., Esq. Megan M. Sutton, Esq. Baker, Donelson, Bearman, Caldwell & Berkowitz, PC Baker Donelson Center, Suite 800 211 Commerce Street Nashville, Tennessee 37201

Attorney for Defendant

/s/Andy L. Allman Andy L. Allman